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Attorneys for defendants
Rapidshare AG, Christian Schmid, and Bobby Chang

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

PERFECT 10, INC., a California
corporation,

Plaintiff,

v.

RAPIDSHARE A.G., a corporation,
CHRISTIAN SCHMID; BOBBY
CHANG; and DOES 1 through 100,
inclusive,

Defendants.

CASE NO. 09 CV 2596 H (WMC)

**DEFENDANTS' NOTICE OF MOTION
AND MOTION FOR EX PARTE ORDER
ALLOWING ALL PARTIES TO FILE
MATERIALS UNDER SEAL IN
CONNECTION WITH THE PENDING
JURISDICTIONAL MOTIONS AND
PRELIMINARY INJUNCTION MOTION**

[Filed concurrently with Memorandum;
Declaration of I. Ballon; and Proposed Order]

DATE: TBA
TIME: TBA
CTRM: 13
JUDGE: Hon. Marilyn L. Huff

DATE FILED: November 18, 2009
TRIAL DATE: None Set

1 **TO ALL PARTIES:**

2 PLEASE TAKE NOTICE that defendants RapidShare A.G., Christian Schmid, and
3 Bobby Chang, will and hereby move *ex parte* for an order allowing the parties to file
4 documents and materials under seal in connection with plaintiff Perfect 10's Motion for
5 Preliminary Injunction Against Defendants RapidShare A.G., Christian Schmid, and
6 Bobby Chang (the "PI Motion") and defendants' Motion to Dismiss for Lack of Personal
7 Jurisdiction and Motion to Dismiss for *Forum Non Conveniens* (together, the
8 "Jurisdictional Motions"), pending entry of a Protective Order.

9 This Motion is based upon this Notice of Motion and Motion, the accompanying
10 Memorandum of Points and Authorities, the Declaration of Ian C. Ballon, and all
11 Exhibits thereto submitted concurrently with this Motion and Memorandum, the
12 pleadings on file in this matter, and any arguments made at the hearing on this Motion.

13
14 DATED: April 25, 2010

Greenberg Traurig, LLP

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16 By: /s/Ian C. Ballon

17 Attorneys for defendants
18 Rapidshare AG, Christian Schmid, and
19 Bobby Chang
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